

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:) CHAPTER 13
) CASE NO: 09-54581
TIMOTHY J DONAHUE, JR and)
MICHELLE F DONAHUE) MARILYN SHEA-STONUM
Debtor(s)) BANKRUPTCY JUDGE
)
) TRUSTEE'S MOTION TO
) DISMISS DUE TO FAILURE OF
) DEBTOR(S) TO MAKE PLAN
) PAYMENTS

Now comes Keith L. Rucinski, the Chapter 13 Trustee, and requests an order of dismissal of the above mentioned Chapter 13 Plan due to the following:

1. Debtor(s) has/have not been making his/her/their Chapter 13 Plan payments as ordered.
2. The case was filed on **10/08/2009**.
3. The monthly Plan payments are **\$252.00**.
4. As of this date, the payments into the Plan should total **\$1,764.00**.
5. As of this date, the payments into the Plan total **\$1,260.00**.
6. As of this date, the arrearages total is **\$504.00**.
7. The last payment was received on **March 11, 2010**.

NOTICE TO ATTORNEYS

****Pursuant to this Court's Administrative Order 00-4, attorneys are required to file a notice of no opposition or a notice of inability to communicate with the debtor(s).**

In the alternative, attorneys may contact Holly Byler, at the Chapter 13 Trustee's Office at 330.762.6335 ext. 225 or hbyler@ch13akron.com at least 2 days prior to the scheduled Court hearing to resolve this motion.

If attorneys do not file a response or contact the Chapter 13 Office, attorneys are required to appear at any Court hearing on this matter. **

CHAPTER 13
Keith L. Rucinski
Trustee
1 Cascade Plaza
Suite 2020
Akron, Oh 44308
(330) 762-6335
Fax
(330) 762-7072
Email
krucinski@ch13akron.com

Respectfully submitted,

/s/ Keith L. Rucinski

Keith L. Rucinski, Chapter 13 Trustee

Ohio Reg. No. 0063137

One Cascade Plaza, Suite 2020

Akron, OH 44308

Phone: 330.762.6335

Fax: 330.762.7072

Email: krucinski@ch13akron.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been sent to:

TIMOTHY J
DONAHUE, JR
1407 GREENSBURG
ROAD
UNIONTOWN, OH
44685
(Via Regular mail)

MICHELLE F
DONAHUE
1407 GREENSBURG
ROAD
UNIONTOWN, OH
44685
(Via Regular Mail)

Y. ERIC HOLTZ, ESQ(via ECF)

Keith L. Rucinski, Chapter 13 Trustee(via ECF)

Office of the US Trustee(via ECF)

Date of Service: **6/29/2010**

By: **Holly Byler**

Office of the Chapter 13 Trustee

CHAPTER 13

Keith L. Rucinski
Trustee

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